

OKLAHOMA WORKERS' COMPENSATION COMMISSION
REGULAR MEETING MINUTES
MAY 19, 2022, 1:30 P.M.

STATEMENT OF OKLAHOMA OPEN MEETING ACT COMPLIANCE

Notice of this Regular Business Meeting was filed with the Secretary of State's office on Monday, November 29, 2021, at 9:13 a.m. in compliance with the Open Meeting Act.

The agenda was posted at least 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, the Commission's principal office.

MINUTES OF THE MAY 19, 2022, REGULAR BUSINESS MEETING OF THE
OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission met at 1915 N. Stiles Ave., 1st floor, Oklahoma City, Oklahoma, on May 19, 2022.

Members present: Chairman Jordan Russell, Commissioner Megan Tilly, and Commissioner Scott Biggs.

Others Present: Alexander Watkins, WCC; Tava Jones, WCC; Ian Steedman, WCC; Hopper Smith, WCC; Lauren Hammonds Johnson, WCC; James Lawson, WCC; Andrea Delling, WCC.

Chairman Russell expressed appreciation for those in attendance. After the roll was taken, Chairman Russell found a quorum present and called the meeting to order at 1:30 p.m.

1. Approval of Minutes

- a. The minutes of the April 28, 2022, Special Meeting of the Commission were considered for approval.

Motion: Commissioner Tilly moved to approve the minutes of April 28, 2022, Special Meeting of the Commission.

Second: Commissioner Biggs

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

2. Discussion and Possible Action to Approve the Consent Agenda for Travel Vouchers Currently Outstanding

Title 85A O.S. § 23 states, [a]ny Commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act. The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission.” In accordance with this section, the Commission considered a vote to approve the currently outstanding vouchers.

All travel vouchers listed within this Consent Agenda have been made available to each Commissioner prior to today’s meeting, are considered routine, and will be enacted by one motion of the Commission. If separate discussion is desired, that item may be removed from the Consent Agenda and voted upon separately.

Motion: Commissioner Biggs moved to approve the proposed independent medical examiner.

Second: Commissioner Tilly

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

3. Discussion and Possible Action to Approve Application for Appointment as Certified Workers’ Compensation Mediator

Title 85A O.S. § 110 tasks the Commission with certifying individuals who are eligible and qualified to serve as mediators. An individual may be certified as a mediator if the applicant meets the qualifications as required by the Commission in Section 110.

The Commission considered the certified mediator application presented at the meeting, which has been vetted by the Legal Operations Director and recommended for approval.

Ian Steedman was recognized, presented, and answered questions of the Commission.

Motion: Commissioner Tilly moved to approve the application.

Second: Commissioner Biggs

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

4. Discussion and Possible Action to Reduce Security Deposit for McAlester Regional Health Center, Own Risk Permit #19534

McAlester Regional Health Center (“the Company”), own risk permit #19534, was a self-insured employer in the Own Risk program until July 1, 2017. They petitioned the Commission to reduce the Company’s security deposit on file. The Commission held a \$473,000 Letter of Credit, issued by First National Bank & Trust of McAlester as security deposit. They requested a reduction of their security deposit to \$150,000. The company held outstanding claims totaling \$128,287.

The Company complied with Commission Rule 810:25-9-19.

James Lawson was recognized, presented, and answered questions of the Commission.

Motion: Commissioner Biggs moved to reduce the security deposit as recommended.

Second: Commissioner Tilly

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

5. Discussion and Update on Cristo Rey Oklahoma Corporate Work Study Program (“CWSP”) Efforts at the WCC and Discussion on whether to hire a CWSP Student Team this Fall

The Commission discussed the hiring of one or two teams of four students to assist with clerical duties in the Records, Order Writing, and Docketing Departments. Teams of four students work five days a week starting August 15, 2022 and ending approximately June 2, 2023. The annual cost is \$34,000 per team.

Ian Steedman was recognized, presented, and answered questions of the Commission.

No action was taken on this agenda item.

6. Discussion and Possible Action to approve change order for Denver N. Davison Building renovation project

Chairman Russell presented and answered questions of the Commission.

Motion: Commissioner Tilly moved to approve the change order for \$34,776.62.

Second: Commissioner Biggs

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

7. Discussion and Possible Action to approve Denver Davison Building Lease Agreement and Requisition against the Lease Agreement for July and August 2022

The Commission discussed and considered approving the proposed Lease Agreement between the Commission and the Office of Management and Enterprise Services (OMES) for the 3rd Floor office space in the Denver Davison Building and a corresponding requisition. The lease term extends the Commission's current lease two months to August 31, 2022, and rent is billed at \$7,079 per month.

Motion: Commissioner Biggs moved to approve the lease agreement for July and August 2022.

Second: Commissioner Tilly

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

8. Legislative Update and Discussion

Commissioner Biggs presented and answered questions of the Commission.

No action was taken on this agenda item.

9. Discussion and Update on CaseOK Project

Ian Steedman was recognized, presented, and answered questions of the Commission.

No action was taken on this agenda item.

10. New Business

“[A]ny matter not known about or which could not have been reasonably foreseen prior to the time of the posting.” 25 O.S. § 311.

Chairman Russell presented regarding a meeting he had with OMES late in the afternoon the day before, after the agenda had already been posted. OMES is seeking Commission direction on whether to keep a dedicated OMES ISD employee on-site at the Commission or whether to reassign this employee to the networking team as a whole to work on state-wide projects. Chairman Russell answered questions of the Commission.

No action was taken on this agenda item.

ADJOURNMENT.....Chairman Jordan Russell

Motion: Commissioner Tilly moved to adjourn.

Second: Commissioner Biggs

Those voting aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

The motion carried.

The meeting adjourned at 2:02 p.m.